

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

RALEIGH-DURHAM AIRPORT AUTHORITY
(a/k/a RALEIGH DURHAM INTERNATIONAL
AIRPORT),

Plaintiff,
vs.

WARD TRANSFORMER COMPANY, INC.; BBC I, LLC; THE STATE OF NORTH CAROLINA; PROGRESS ENERGY, INC. (d/b/a CAROLINA POWER & LIGHT COMPANY); THE UNITED STATES OF AMERICA; THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; UNKNOWN PERSONAL REPRESENTATIVES, HEIRS, AND DEVISEES OF ROBERT E. WARD, JR., AND WIFE, VIRGINIA P. WARD; WAKE COUNTY DEPARTMENT OF TAX ADMINISTRATION; YOUNG MOORE AND HENDERSON, P.A.; ROBERT E. WARD, III INDIVIDUALLY AND AS TRUSTEE OF THE GST OVERFLOW TRUST, AS HEIR AND SUCCESSOR IN INTEREST TO THE INTERESTS HELD BY ROBERT E. WARD, JR. AND WIFE, VIRGINIA P. WARD IN THE DEEDS OF TRUST RECORDED AT BOOK 5407, PAGE 855 AND 858 OF THE WAKE COUNTY, NORTH CAROLINA, REGISTER OF DEEDS, and THOSE CERTAIN LANDS CONTAINING APPROXIMATELY 12.23 ACRES AND LYING AND BEING IN CEDAR FORK TOWNSHIP, WAKE COUNTY, NORTH CAROLINA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEING ALL OF LOT 1, CONTAINING 9.272 ACRES, MORE OR LESS AND LOT 2, CONTAINING 2.50 ACRES, MORE OR LESS, AS SHOWN ON MAP ENTITLED "RECOMBINATION PLAT FOR WARD TRANSFORMER COMPANY, INC." RECORDED IN BOOK 1999, PAGE 1944, WAKE COUNTY REGISTRY, REFERENCE TO WHICH IS

Case No. 5:19-cv-304-D

**ORDER JOINING
SUBJECT PROPERTY AS
PARTY DEFENDANT AND
AMENDING CAPTION**

HEREBY MADE FOR A MORE ACCURATE
DESCRIPTION BY METES AND BOUNDS AND
FURTHER ALSO AND BEING MORE
PARTICULARLY DESCRIBED BY THE
BOUNDARY SURVEYS PREPARED BY MCKIM
& CREED, INC. DATED MARCH 9, 2018 AND
MARCH 12, 2018 ATTACHED HERETO AS
ATTACHMENTS 1 AND 2. ALSO, BEING THE
PROPERTY CONVEYED TO WARD
TRANSFORMER CO., INC. BY DEEDS
RECORDED IN BOOK 1695, PAGE 73, BOOK
1730, PAGE 140, BOOK 1910, PAGE 462, BOOK
1830, PAGE 457 AND BOOK 13509, PAGE 1806,
WAKE COUNTY REGISTRY AND IDENTIFIED
AS TAX PARCEL ID # 0074293 AND PIN
#0768731351 (6730 MT. HERMAN ROAD,
RALEIGH, NC 27560) AND TAX PARCEL ID
#0316138 AND PIN #0768723932 (6800 MT.
HERMAN ROAD, RALEIGH, NC 27560).

Defendants.

This matter is before the Court on Plaintiff's motion to add the property that
is subject to this condemnation action as a party defendant and to amend the caption
of the case to so reflect. The Court, in exercise of its discretion and proceeding under
Federal Rule of Civil procedure 71.1(c)(1), hereby **GRANTS** the Plaintiff's motion.

IT IS HEREBY ORDERED that the property described below is added as a
party defendant in this action:

Those certain lands containing approximately 12.23
acres and lying and being in Cedar Fork Township, Wake
County, North Carolina, and being more particularly
described as follows:

Being all of Lot 1, containing 9.272 acres, more or
less and Lot 2, containing 2.50 acres, more or less, as shown
on map entitled "Recombination Plat for Ward
Transformer Company, Inc." recorded in Book 1999, Page
1944, Wake County Registry, reference to which is hereby

made for a more accurate description by metes and bounds and further also and being more particularly described by the boundary surveys prepared by McKim & Creed, Inc. dated March 9, 2018 and March 12, 2018 attached hereto as Attachments 1 and 2.

Also, being the property conveyed to Ward Transformer Co., Inc. by deeds recorded in Book 1695, Page 73, Book 1730, Page 140, Book 1910, Page 462, Book 1830, Page 457 and Book 13509, Page 1806, Wake County Registry and identified as Tax Parcel ID # 0074293 and PIN #0768731351 (6730 Mt. Herman Road, Raleigh, NC 27560) and Tax Parcel ID #0316138 and PIN #0768723932 (6800 Mt. Herman Road, Raleigh, NC 27560).

AND IT IS FURTHER ORDERED that the caption of this civil action is hereby amended to reflect the caption of this Order.

SO ORDERED, this 30 day of January, 2020.

J. Dever
JAMES C. DEVER III
United States District Judge